

ANN G. GRIMALDI (BAR NO. 160893)
McKENNA LONG & ALDRIDGE LLP
One Market Plaza
Spear Tower, Suite 3500
San Francisco, CA 94105
Telephone: (415) 267-4000
Facsimile: (415) 267-4198

Attorneys for Defendant
ONETOUCH TECHNOLOGIES CORPORATION

E-filed 7/27/05

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JOHNSON & JOHNSON and
LIFESCAN, INC.,

Plaintiffs,

v.

ONETOUCH TECHNOLOGIES
CORPORATION; and DOES 1 through
100, inclusive,

Defendant.

CASE No. CO4 03775 JF PVT

**STIPULATION AND [PROPOSED]
ORDER CONTINUING FURTHER CASE
MANAGEMENT CONFERENCE**

ONETOUCH TECHNOLOGIES
CORPORATION,

Counterclaimant,

v.

JOHNSON & JOHNSON;
LIFESCAN, INC; and DOES 101 through
200, inclusive,

Counter-defendants.

WHEREAS, this Court entered its Case Management Order on June 9, 2005 continuing
the matter to a Further Case Management Conference on July 29, 2005;

1 WHEREAS, this matter was ordered to Early Neutral Evaluation ("ENE"), with the
2 anticipation that said ENE would be completed prior to July 29, 2005; and

3 WHEREAS, the parties successfully completed the ENE on June 28, 2005 and are in the
4 process of finalizing a settlement agreement that would resolve all claims and counterclaims in
5 this lawsuit;

6 WHEREAS, the parties' and the court's resources would be conserved, and the efficient
7 administration of justice would be promoted, if the July 29, 2005 Further Case Management
8 Conference were continued to a later date while the parties finalize the settlement of this lawsuit;

9 THE PARTIES THEREFORE stipulate and request that this Court continue the Further
10 Case Management Conference, to allow the parties to finalize settlement of this lawsuit, for
11 approximately 90 days, from July 29, 2005 to October 28, 2005.

12 Dated: July 26, 2005

DRINKER BIDDLE & REATH LLP

14
15 STEVEN M. SELNA
S. FEY EPLING

16 Attorneys for Plaintiffs/Counter-Defendants
17 JOHNSON & JOHNSON and LIFESCAN,
INC.

18 Dated: July 26, 2005

McKENNA LONG & ALDRIDGE LLP

19
20 
ANN G. GRIMALDI

21 Attorneys for Defendant/Counterclaimant
22 ONETOUCH TECHNOLOGIES
23 CORPORATION

ORDER

The parties having so stipulated, and good cause appearing therefor, it is hereby ordered that the Further Case Management Conference presently scheduled for July 29, 2005 be continued until October 28, 2005 at 10:30a.m.

Dated: 7/27/05 /s/electronic signature authorized
HON. JEREMY FOGEL
UNITED STATES DISTRICT JUDGE